

## CITY OF BURTON

A regular meeting of the Burton City Council at 5:30 p.m. was held on TUESDAY, November 17, 2020, at the Burton City Hall at 12200 E. Mulberry Street Spur 125, Burton, Texas.

### Members Present:

Mayor David Zajicek

Councilmember Tommie Gilmon

Mayor Pro-tem Nathan Kalkhake

Councilmember Jason Schoenvogel

**Members Absent:** Councilmember Buck Oliphant

**Others Present:** Acting City Secretary Angela Harrington.

**Citizens Present:** Rodney Peters (Item 4); Susan Tommaney & Robert Hoffman (Item 5).

1. **Mayor David Zajicek called the meeting to order at 5:35 pm, established a quorum, led all in the Pledge of Allegiance and an invocation. (NOTE: the meeting was moved outdoors into the parking lot to allow for proper social distancing.)**
2. **CITIZEN PRESENTATIONS** – A letter was read by the City Secretary as requested by Burton resident Mrs. Johnnie Pitts regarding an incident at her home involving unleashed dogs on November 13, 2020. The City Attorney's response to the letter was also read.
3. **CONSENT AGENDA**
  - (A) **Minutes of the October 13, 2020 Regular Meeting & October 27, 2020 Workshop Meeting**
  - (B) **Financial Reports - Revenue & Expenditures**
  - (C) **Mayor's Report**
  - (D) **Secretary's Report - None**
  - (E) **Utility Report - None**
  - (F) **Municipal Court Report**

A motion was made by Councilmember Kalkhake and seconded by Councilmember Schoenvogel to **ACCEPT** the consent agenda.

FOR: Gilmon

AGAINST: None

The motion passed.

### 4. ACTION AND DISCUSSION

#### (1) **Consideration & Action to Accept the Resignations of Councilmembers Jerry Martin and Buck Oliphant**

The Mayor informed Council of the resignation of Councilmember Jerry Martin. He also told Council of the resignation of Buck Oliphant that has since been withdrawn. A motion was made by Councilmember Kalkhake and seconded by Councilmember Schoenvogel to **ACCEPT** the Resignation of Councilmember Jerry Martin.

FOR: Gilmon

AGAINST: None

The motion passed.

**(2) Consideration & Action to Approve Going Out for Bids for Mowing, Edging and Other Maintenance of City Properties**

The Proposed Bid Package was presented to Council and a motion was made by Councilmember Kalkhake and seconded by Councilmember Schoenvogel to **APPROVE** Going Out for Bids for Mowing, Edging and Other Maintenance of City Properties.

FOR: Gilmon

AGAINST: None

The motion passed.

**(3) Consideration & Action on the Consolidated Building Code Ordinance**

Discussion commenced regarding the pros and cons of approving the ordinance. A motion was made by Councilmember Schoenvogel and seconded by Councilmember Kalkhake to **REMOVE** this item from the agenda and to create a building code ordinance that more closely reflects the desires of the current Council.

FOR: Gilmon

AGAINST: None

The motion passed.

**(4) Reconsideration & Action to Approve a Variance to Ordinance 20180813B Regarding Minimum Square Footage for Home Located at 519 Nueces Street**

Mr. Rodney Peters addressed Council to the purpose of the structure as explained in October's meeting. Councilmember Gilmon shared her opinion of exercising compassion toward others and their needs. A motion was made by Councilmember Kalkhake and seconded by Councilmember Gilmon to **APPROVE** a Variance to Ordinance 20180813B Regarding Minimum Square Footage for Home Located at 519 Nueces Street.

FOR: Schoenvogel

AGAINST: None

The motion passed.

**(5) Consideration & Action on Burton Bridge Ministry Proposed Structure**

Mr. Robert Hoffman of Bethany Church informed Council of the history that the church has in regards to serving and aiding the community of Burton. Ms. Susie Tommaney told the Council that the purpose of seeking the approval of the proposed structure was a precursor to purchasing property from Bethany Church. She expressed the financial responsibility of determining if Council would approve the location for the Thrift Store before purchasing the land. A motion was made by Councilmember Gilmon and seconded by Councilmember Kalkhake to **APPROVE** the Burton Bridge Ministry Proposed Structure to be placed on N. Brazos St.

FOR: Schoenvogel

AGAINST: None

The motion passed.

**(6) Consideration & Action on Amendment to Animal Control Ordinance**

Ms. Susie Tommaney informed Council of how this amendment would affect her being a foster parent to injured and geriatric dogs. She said she understands the reason for the amendment. A motion was made by Councilmember Kalkhake and seconded by Councilmember Schoenvogel to **TABLE** this agenda item for research into how to protect responsible pet owners from the limits set forth in the amendment.

FOR: Gilmon

AGAINST: None

The motion passed.

**NO EXECUTIVE SESSION WAS HELD.**

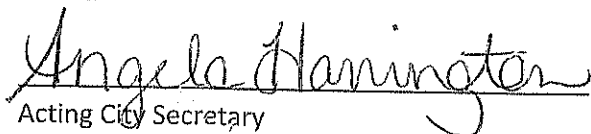
**6. Adjournment.**

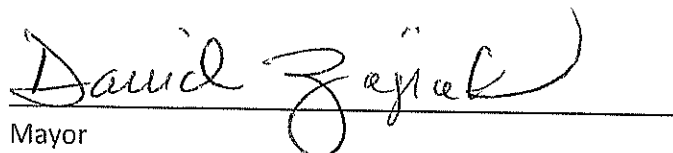
The meeting was adjourned at 6:27 pm.

FOR: Gilmon, Kalkhake, Schoenvogel

AGAINST: None

Attest:

  
Acting City Secretary

  
Mayor